

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.334 cubic feet per second, but not to exceed 73.88 acre-feet annually, and not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before:

Proof of completion of work shall be filed before:

Water must be placed to beneficial use on or before:

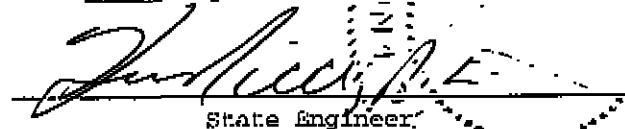
Proof of the application of water to beneficial use shall be filed on or before:

Map in support of proof of beneficial use shall be filed on or before:

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set
my hand and the seal of my office,

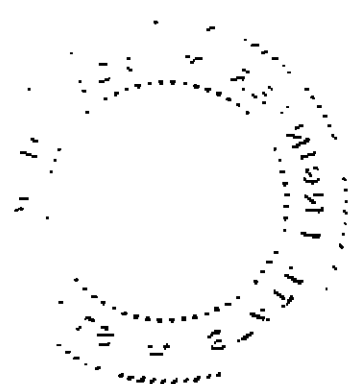
this 24th day of October, A.D. 2003


State Engineer

TEMPORARY

EXPIRED

DATE OCT 23 2004 **OR**



TEMPORARY

No. 70094-T

AMENDED TEMPORARY

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office JUN 06 2003

Returned to applicant for correction JUN 19 2003

Corrected application filed JUL 01 2003

Map filed JUL 14 2003 under 70093

The applicant **Walter J. and Verna L. Burrus** hereby make application for permission to change the **Place of Use of a portion Point of Diversion of a portion of water** heretofore appropriated under Permit No. 24098, Certificate No. 8399.

1. The source of water is **Under ground**
2. The amount of water to be changed **73.88 AF**
3. The water to be used for **Irrigation and Domestic**
4. The water heretofore permitted for **Irrigation and Domestic**
5. The water is to be diverted at the following point in the **SE¼ of the SW¼ of Section 17, T.33N., R.38E., MDB&M., or at a point from which the South ¼ corner of said Section 17 bears S. 45°00' E. a distance of 28.3 feet.**
6. The existing permitted point of diversion is located within the **SE¼ of the SW¼ of Section 17, T.33N., R.38E., MDB&M.; or at a point from which the South ¼ corner of said Section 17 bears S. 18°34' E. a distance of 434.3 feet.**
7. Proposed place of use **9.47 acres in a portion of the SW¼ of the SW¼ and 9.00 acres in a portion of the SE¼ of the SW¼, both in Section 17, T.33N., R.38E., MDB&M., a total of 18.47 acres.**
8. Existing place of use in a portion of the **SW¼ of the SW¼, 6.50 acres; in a portion of the SE¼ of the SW¼, 5.47 acres; in a portion of the NW¼ of the SW¼, 6.50 acres for a total of 18.47 acres, all in Section 17, T.33N., R.38E., MDB&M.**
9. Use will be from **January 1 to December 31 of each year.**
10. Use was permitted from **January 1 to December 31 of each year.**
11. Description of proposed works **new well, pipe lines and ditches**
12. Estimated cost of works **\$20,000.00**
13. Estimated time required to construct works **one to two months**
14. Estimated time required to complete the application of water to beneficial use **3 years**

15. Remarks: This area is south of an existing road and the county supervisors of Pershing County will not permit a pipeline across the existing road from the existing point of diversion well in the SE¼ of the SW¼ of Section 17 to this area; therefore a new well application is being made to irrigate this area.

By Ernest E. Muller, Sr.
s/ Ernest E. Muller, Sr.
750 W. Pueblo St.
Reno, NV., 89509

Compared sg/cmf lb/cmf

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions.

This temporary permit to change the place of use and point of diversion of a portion of the waters of an underground source as heretofore granted under Permit 24098, Certificate 8399 is issued subject to the terms and conditions imposed in said Permit 24098, Certificate 8399 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This temporary permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this temporary permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This temporary permit is issued pursuant to the provisions of NRS 533.345 Section 2 and will expire on **October 23, 2004** at which time all rights herein granted shall revert to the right being changed by this temporary permit.

(CONTINUED ON PAGE 3)